IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWELFTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 20834 of 2003

Between:

1 G.Venkata Ramana, s/o G.Sivaiah
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District
2 V.Venkata Ramana, s/o Narasaiah
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.
3 S.Bhaskara Raju, s/o Ganga Raju,
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.
4 S.Ashan Basha, s/o Dastagiri Saheb,
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.
5 C.Shivarama Raju, s/o Subbaraju,
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.
6 E.Ramachandra, s/o Chinnappa
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.
7 G.Reddenna, s/o Nagaiah
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.
8 M.P.Eswaraiah, s/o Venkatappa
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.
9 K.Chankhan, s/o Haran Saheb,
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.
10 J.Krishnappa, s/o Uthanna,
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.
11 T.Sreeramulu, s/o Yaraiah
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.
12 K.Sreenivasulu, s/o Subbanna,
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.
13 G.Chandraiah, s/o Narayana
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.

14 S.Shareef, s/o Abdul Razaq Saheb,
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.
15 K.Vijay Kumar, s/o Subbanna

Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.

16 S.Balarama Raju, s/o Ganga Raju,
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.

17 G.Krishnappa, s/o Chengalarayudu
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.

18 K.Imam Basha, s/o Seshanna
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.

19 K.Subbarama Raju, s/o Chennama Raju
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.

20 G.M.D.Haneef, s/o Reddy Khader Sab,
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.

21 A.Khader Bee, d/o Fakruddin,
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.

22 V.Indrasena Reddy, s/o Venkata Subba Reddy,
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.

23 L.V.Subbaiah, s/o L.Venkata Swamy,
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.

24 B.Lakshmamma, w/o late Chendranayak
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.

25 S.Shafiullah, s/o Silar Saheb,
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.

26 A.Venkata Ramana, s/o Venkataramana,
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.

27 M.Chinnappa Reddy, s/o Malreddy,
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.

28 K.Dastagiri, s/o Seshanna
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.

29 S.R.Mahaboob Basha, s/o Ramthu Miya
Employee of the RESCO, Rayachoty Limited, Rayachoty, Kadapa District.

..... PETITIONERS

AND

1 The Government of Andhra Pradesh, rep., by its Principal Secretary, Public Enterprises Department, Secretariat Buildings, Hyderabad.

2 The Registrar of Cooperative Societies, Public Enterprises

Department, Secretariat Buildings, Hyderabad.

3 The District Collector, Kadapa, Kadapa District.

4 The Southern Power Distribution Company of Andhra Pradesh Ltd., rep., by its Managing Director, D.No.19-03-13(M), Upstairs, Renigunta Road, Tirupati, Chittoor District.

5 The RESCO Ltd., Rayachoty, rep., by its Liquidator,
Rayachoty Rural Electrical Cooperative Society Ltd., Rayachoty, Kadapa District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ order or direction more particularly one in the nature of writ

of mandamus declaring (1) the action of the 4th respondent in not absorbing the petitioners into its service as unreasonable and arbitrary apart from being discrimination, thus violative of the Fundamental rights guaranteed to the petitioners under Articles 14, 16(1) and 21 of the Constitution of India, (2) to declare the action of the 5th respondent in instating upon submitting options for Voluntary Retirement and threatening to terminate our services with one month notice or one month salary as arbitrary, illegal, highhanded and issue a consequential direction directing the 4th respondent to absorb the petitioners into its service

Counsel for the Petitioners : MR.V.R.REDDY KOVVURI

Counsel for the Respondent Nos.1 and 3: ADVOCATE GENERAL

The Court made the following:

ORAL ORDER:

Sri V.R. Reddy Kowuri, learned Counsel for the petitioner states that the petitioner wants to withdraw the writ petition.

Hence, Writ Petition is dismissed as withdrawn. No costs.

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12-07-2004

ES/JSU

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Principal Secretary, Public Enterprises Department, Government of Andhra Pradesh, Secretariat Buildings, Hyderabad.
2 The Registrar of Cooperative Societies, Public Enterprises

Department, Secretariat Buildings, Hyderabad.

3 The District Collector, Kadapa, Kadapa District.
4 Two CCs to the Advocate General, High Court Buildings, High Court of Hyderabad, (OUT).

5 2 CD copies.

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